

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27841-2012 (O&M)
Date of decision: 11.11.2020

Ashwani Kumar

.....Petitioner.

vs.

Om Parkash Chautala

.....Respondent.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Ms. Manju Goel, Advocate for
Mr. Sumeet Goel, Advocate, for the petitioner.

Mr. Rajinder Banku, Advocate for
Mr. N.S. Shekhawat, Advocate, for the respondent.

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Sanjay Kumar, J. (ORAL)

This petition was filed under Section 482 Cr.P.C. to quash Criminal Complaint No. 149-1 of 2010/2011 dated 06.12.2010, titled '*Om Parkash Chautala, vs. Ashwani Kumar*', pending before the learned Chief Judicial Magistrate, Sirsa, and also the summoning order dated 09.03.2011 passed therein.

The respondent herein filed the said complaint in relation to a news items authored by the petitioner, alleging commission of the offence of defamation under Section 500 IPC.

Thereupon, the summoning order dated 09.03.2011 was passed by the trial Court requiring the petitioner to come forward. Aggrieved thereby, he filed the present case.

By order dated 10.09.2012, this Court stayed the operation of the summoning order dated 09.03.2011.

While so, Ms. Manju Goel, learned counsel representing Mr. Sumeet Goel, learned counsel for the petitioner, would inform this Court that the petitioner expired in January, 2020.

In that view of the matter, the criminal proceedings launched against the petitioner would stand abated and in consequence, the present petition filed by him under Section 482 Cr.P.C. would no longer survive for consideration on merits.

The petition is accordingly dismissed on this short ground.

(SANJAY KUMAR)
JUDGE

11.11.2020

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no